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VIA ECF

The Honorable Margo K. Brodie
United States District Court for the Eastern District of New York
225 Cadman Plaza East, Room N 626
Brooklyn, NY 11201

Re: *B&R Supermarket, Inc., et al. v. Visa, Inc., et al.*, Case No. 1:17-cv-02738-MKB-JO

Dear Judge Brodie:

Defendants Mastercard, Visa, and Discover write to seek clarification of the Court's October 17, 2017 Minute Order. In that order, the Court set the class certification hearing date as November 29, 2017, and separately noted that it "will also address Defendants' request for an evidentiary hearing." Oct. 17, 2017 Minute Order. Because an evidentiary hearing involves advance preparation of witnesses as well as preparation for cross-examination, we wish to inquire whether the Court wants the parties to have expert witnesses ready and available for an evidentiary hearing on November 29, in the event the Court decides such a hearing would be desirable.

Respectfully submitted,

/s/ *Kenneth A. Gallo*

Kenneth A. Gallo (admitted *pro hac vice*)

cc: All Counsel (via ECF)